

ATTORNEY DOCKET NO: 85084-402

EXAMINER Sharon L. Hurt
GROUP 1648
APPLICANT Steven Jones et al.
SERIAL NO: 10/522,134
FILED August 29, 2005
FOR RECOMBINANT VESICULAR STOMATIS VIRUS VACCINES FOR
VIRAL HEMORRHAGIC FEVERS


U.S. Patent and Trademark Office
Customer Service Window Non-Fee Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314
U.S.A.

Dear Sir:

Further to the response filed September 29, 2010, on review of the file, we note that the replacement declaration/power of attorney was not submitted with that response. The document is enclosed herewith. We apologize for any inconvenience caused by this oversight.

Respectfully submitted

Steven Jones et al.

PER: 

Michael R. Williams
Registration 45,333

September 29, 2010

Winnipeg, Manitoba, Canada
Telephone (204) 944-0034 FAX (204) 942-5723

Docket No.
85084-402

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

RECOMBINANT VESICULAR STOMATITIS VIRUS VACCINES FOR VIRAL HEMMORRHAGIC FEVERS

the specification of which

(check one)

☐ is attached hereto.

☒ was filed on July 28, 2003 as United States Application No. or PCT International Application Number 10/522,134 and was amended on _____

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, or plant breeder's rights certificate(s), or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Claimed

(Number) _____ (Country) _____ (Day/Month/Year Filed) _____

☒

(Number) _____ (Country) _____ (Day/Month/Year Filed) _____

☒

(Number) _____ (Country) _____ (Day/Month/Year Filed) _____

☒

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

26 July 2002

(Filing Date)

(Filing Date)

(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

(Status)
(patented, pending, abandoned)

(Status)
(patented, pending, abandoned)

(Status)
(patented, pending, abandoned)

(Status)
(patented, pending, abandoned)

(Status)
(patented, pending, abandoned)

(Status)
(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

Michael R. Williams 45333

Adrian D. Battison 31726


Ryan W. Dupuis 47345

Kyle R. Satterthwaite 62594

Send Correspondence to: ADE & COMPANY INC
2157 Henderson Highway
Winnipeg Manitoba Canada
R3C 3Z3

Direct Telephone Calls to: *(name and telephone number)*
Michael R. Williams 204-944-0032

Full name of sole or first inventor Steven Jones	
Sole or first inventor's signature	Date
Residence Manitoba	
Citizenship British	
Post Office Address 1015 rue Arlington Piece T2420 Winnipeg Manitoba Canada R3E 3P6	

Full name of second inventor <i>(HP)</i> Heinz Feldman	
Second inventor's signature 	Date 09/03/2010
Residence Manitoba Hamilton, Montana, USA <i>(HP)</i>	
Citizenship DE	
Post Office Address 1015 rue Arlington Piece T2420 Winnipeg Manitoba Canada R3E 3P6	
110 Mosey Lane, Hamilton, Montana 59840, USA <i>(HP)</i>	

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I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

<u>60/398,552</u>	<u>26 July 2002</u>
(Application Serial No.)	(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

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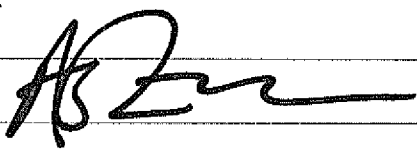
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Send Correspondence to: ADE & COMPANY INC
 2157 Henderson Highway
 Winnipeg Manitoba Canada
 R3C 3Z3

Direct Telephone Calls to: *(name and telephone number)*
 Michael R. Williams 204-944-0032

Full name of sole or first inventor	Steven Jones	
Sole or first inventor's signature		Date 18 Sep 2010
Residence	Manitoba	
Citizenship	British	
Post Office Address	1015 rue Arlington Piece T2420 Winnipeg Manitoba Canada R3E 3P6	

Full name of second inventor, if any	Heinz Feldman	
Second inventor's signature		Date
Residence	Manitoba	
Citizenship	DE	
Post Office Address	1015 rue Arlington Piece T2420 Winnipeg Manitoba Canada R3E 3P6	

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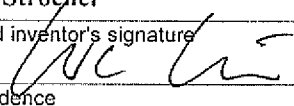
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(Filing Date)

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Full name of third inventor, if any Ute Strocher	
Third inventor's signature 	Date Aug 30, 2010
Residence Manitoba	
Citizenship DE	
Post Office Address 1015 rue Arlington Piece T2420 Winnipeg Manitoba Canada R3E 3P6	

Full name of fourth inventor, if any	
Fourth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

Full name of fifth inventor, if any	
Fifth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

Full name of sixth inventor, if any	
Sixth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	